

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

TUESDAY, THE 27TH NOVEMBER 2007 / 6TH AGRAHAYANA 1929

W.P(C).No. 33108 of 2007-(N)

PETITIONER:

**K.G.HARIHARAN,
KADAVATHU HOUSE, THANTHONITHURUTH,
MULAVUKAD P.O., KOCHI.**

BY ADV. SRI.P.R.PADMANABHAN NAIR

RESPONDENTS:

- 1. THE DISTRICT COLLECTOR,
ERNAKULAM DISTRICT, ERNAKULAM.**
- 2. THE DEPUTY DIRECTOR OF SURVEY AND
LAND RECORDS, COLLECTORATE, ERNAKULAM.**
- 3. THE TALUK SURVEYOR,
KANAYANNUR TALUK, ERNAKULAM DISTRICT,
ERNAKULAM.**
- 4. THE TAHSILDAR,
KANAYANNUR TALUK, ERNAKULAM.**
- 5. THE VILLAGE OFFICER,
MULAVUKAD VILLAGE, MULAVUKAD P.O.**

BY GOVT. PLEADER, SRI.P.K. BABU

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 27/11/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

ANTONY DOMINIC, J.

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W.P. (C) No. 33108 OF 2007 N

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Dated this the 27th November 2007

J U D G M E N T

Petitioner submits that petitioner was assigned 20 cents of land in Survey No.401/1 and 402 of Mulavukad Village and the complaint is that there has been reduction in the extent. On this basis, petitioner sought for a survey of the property. It is stated in Ext.P3 that pursuant to the order dated 29/8/05 of the District Collector, survey has in fact been completed and that the property has been fully measured. But then the petitioner submits that no survey has in fact taken place and that, at any rate, no notice of any such survey was given to him. It is complaining of that the petitioner has filed Ext.P4 to the District Collector in which he has reiterated all his complaints.

2. In view of the pendency of the matter before the District Collector, I dispose of this writ petition directing that the 1st respondent shall examine the

grievance of the petitioner as highlighted in Ext.P4, and if satisfied, direct a fresh survey to be conducted. Before any such decision is taken on Ext.P4, parties affected by such decision should also be put on notice and their views have to be ascertained. Decision on Ext.P4 shall be taken within 6 weeks of receipt of a copy of this judgment.

Writ petition is disposed of as above.

**ANTONY DOMINIC
JUDGE**

Rp/-